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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,633	11/08/2000	Stephen B.H. Kent	TSRI 478.0C1	6210

7590

01/24/2005

THE SCRIPPS RESEARCH INSTITUTE  
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EXAMINER

RUSSEL, JEFFREY E

ART UNIT

PAPER NUMBER

1654

DATE MAILED: 01/24/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20050119

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Commissioner for Patents

See attachment.

Notification of Non-Compliance With 37 CFR 41.37

The MAILING DATE of this communication appears on the cover sheet with the correspondence address.

The Appeal Brief filed on December 13, 2004 is defective for failure to comply with one or more provisions of 37 CFR 41.37. See MPEP 1206.

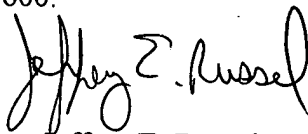
To avoid dismissal of the appeal, applicant must file a complete new brief in compliance with 37 CFR 41.37 within ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer. Extensions of this time period may be granted under 37 CFR 1.136. See especially 37 CFR 41.37(d) and (e).

The brief does not contain the items required under 37 CFR 41.37, or the items are not under the proper heading or in the proper order. In particular, in the section under the heading "Status of Amendments", the brief does not indicate that no amendments after final rejection have been filed (see 37 CFR 41.37(c)(4)). In the section under the heading "Summary of Claimed Subject Matter", the concise explanation of the subject matter does not refer to the specification by page and line number (see 37 CFR 41.37(c)(v)). The brief contains a section under the heading "Grouping of Claims" which is no longer permitted under the rules. In general, Applicant should review the Brief for compliance with the new rules governing appeals which went into effect after September 13, 2004.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey E. Russel at telephone number (571) 272-0969. The examiner can normally be reached on Monday-Thursday from 8:30 A.M. to 6:00 P.M. The examiner can also be reached on alternate Fridays.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor Bruce Campell can be reached at (571) 272-0974. The fax number for formal communications to be entered into the record is (571) 273-8300; for informal communications such as proposed amendments, the fax number (571) 273-0969 can be used. The telephone number for the Technology Center 1600 receptionist is (571) 272-1600.



Jeffrey E. Russel

Primary Patent Examiner

Art Unit 1654

JRussel

January 19, 2005